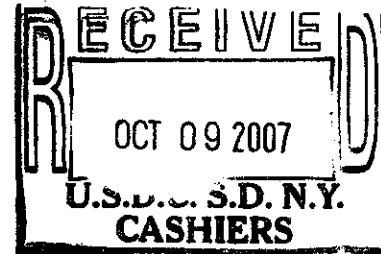


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**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

CAPITAL MANAGEMENT SELECT FUND  
LTD., INVESTMENT & DEVELOPMENT  
FINANCE CORPORATION, IDC FINANCIAL  
S.A.,

Plaintiffs,

- against -

PHILIP R. BENNETT, WILLIAM M. SEXTON,  
SANTO C. MAGGIO, JOSEPH J. MURPHY,  
PHILIP SILVERMAN, ROBERT C. TROSTEN,  
RICHARD N. OUTRIDGE, THOMAS H. LEE  
PARTNERS, L.P., THOMAS H. LEE ADVISORS  
LLC., THL MANAGERS V, LLC., THL EQUITY  
ADVISORS V, LLP., THOMAS H. LEE EQUITY  
FUND V, L.P., THOMAS H. LEE PARALLEL  
FUND V, L.P., THOMAS H. LEE EQUITY  
(CAYMAN) FUND V, L.P., THOMAS H. LEE  
INVESTORS LIMITED PARTNERSHIP, 1997  
THOMAS H. LEE NOMINEE TRUST, THOMAS  
H. LEE, DAVID V. HARKINS, SCOTT L.  
JAECKEL, AND SCOTT A. SCHOEN,

Defendants.

No. 07 **07 CIV 8688**

**RULE 7.1 DISCLOSURE STATEMENT**

Plaintiffs make the following statements in accordance with Federal Rule of Civil

Procedure 7.1(a):

Plaintiff Capital Management Select Fund Ltd. states that it has no parent corporation. Plaintiff Capital Management Select Fund Ltd. further states that there is no publicly traded corporation that owns 10% or more of its stock.

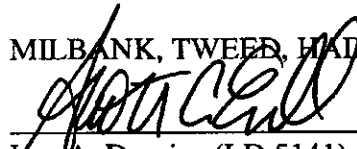
Plaintiff Investment & Development Finance Corporation states that it has no parent corporation. Plaintiff Investment & Development Finance Corporation further states that there is no publicly traded corporation that owns 10% or more of its stock.

Plaintiff IDC Financial S.A. states that it has no parent corporation. Plaintiff IDC Financial S.A. further states that there is no publicly traded corporation that owns 10% or more of its stock.

Dated: New York, NY

October 9, 2007

MILBANK, TWEED, HADLEY & McCLOY LLP



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